

11-13-06

BOX-Sequence

1643

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Docket No.: NY-LUD 5353-US5-DIV
(PATENT)

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Beatrice Gaugler et al.

Application No.: 09/579,543

Confirmation No.: 7364

Filed: May 26, 2000

Art Unit: 1643

For: ISOLATED NUCLEIC ACID MOLECULES
CODING FOR TUMOR REJECTION
ANTIGEN PRECURSOR MAGE-4 AND 41
AND USES THEREOF

Examiner: A. M. Harris

RESPONSE TO COMMUNICATION FROM THE EXAMINER

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

On November 7, 2006, applicants' undersigned representative received a telephone call from the Examiner in this case, followed by the communication, a copy of which is attached.

Everything in the Communication is correct; however, the Examiner neglected to note that, each time that this matter was discussed, applicants expressly requested copies of the materials now sent to them for the first time. They are entitled to do this, and to have their request honored.

It never was. Applicants representative notes the comments regarding "expeditious resolution," and point out that, had any one of their requests for "tangible evidence," as the Examiner refers to it, been honored, the current situation would not exist.

Attached is an amendment to resolve this issue. It is hoped that the USPTO's request for expeditious resolution extends to both parties.

Noting that the SPE was copied on the telefax of November 7, 2006, applicants have done the same.

Dated:

11/10/06

Respectfully submitted,

By 

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Application No. (if known): 09/579,543

Attorney Docket No.: NY-LUD 5353-US5-DIV

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MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on Nov. 10, 2006
Date

Fani Malikouzakis
Signature

Fani Malikouzakis

Typed or printed name of person signing Certificate

Registration Number, if applicable

(212) 318-3220
Telephone Number

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Amendment (2 pages)
Response to Communication from the Examiner
Copy of Communication
Paper Copy of Sequence Listing
Diskette Copy of Sequence Listing



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AMENDMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Please amend this application as follows:

AMENDMENTS TO THE SEQUENCE LISTING

Please replace the current paper copy of the sequence listing with the attached. The undersigned hereby declares that to the best of his knowledge, the computer readable form of sequence information and the paper copy submitted herewith are identical to each other, and to the information presented in the specification as filed. No new matter is believed presented.